

MAX YGEN

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FACSIMILE COVER SHEET

DATE: October 7, 2003

Page(s): 11

FAX NO: (703) 308-4407

RECEIVED

OCT 21 2003

OFFICE OF PETITIONS

To: Margaret Stevens
Supervisor
U.S. Patent and Trademark Office

From: Sharon M. Fujita

Re: U.S.S.N. 09/920,607

Dear Examiner Stevens,

Further to our telephone conversation, attached is a copy of the Petition to Revive that was filed July 22, 2003 in U.S.S.N. 09/920,607. I am attaching the entire submission with a copy of the return postcard for completeness. Please do not hesitate to contact me if you have any questions or need further information.

Best regards,

Sharon Fujita

Please contact Diane Dunn at (650) 298-5314 if you have any problems receiving this transmission.

11491

SERIAL NO: 09/920,607 DATE FILED: 31-July-01 DKT. NO.: 0178.210US ATTY: SMF
TITLE: Biosensors, Reagents and Diagnostic Applications of Directed Evolution
APPLICANT: Jeremy Minshull, et al. DATE MAILED/HAND DELIVERED: July 22, 2003
 CERTIFICATE OF MAILING EXPRESS MAIL LABEL NO. _____

THE U.S. PATENT AND TRADEMARK OFFICE ACKNOWLEDGES RECEIPT OF:

- pp Spec. pp. Claims Abstract Amendment Response to Restriction
Regt. (2 pp)
 Auth. To Charge Deposit Account No. 50-0990
 Fees \$3,270.00
 Declaration Signed Unsigned _____
 Assignment (parent copy) 0 pages
 Power of Attorney Appointment of Agent

 Informal Drawings 0 Sheets JUL 30 2003 Fee Transmittal (1 page); and Return Postcard
 Formal Drawings 0 Sheets
 Form 1449 with 0 References Notice of Appeal
 Paper Sequence Listing 0 Pages Appeal Brief, plus 2 copies

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 3,270.00)

Complete if Known

Application Number	09/920,607
Filing Date	July 31, 2001
First Named Inventor	Jeremy Minshull
Examiner Name	My-Chau T. Tran
Art Unit	1639
Attorney Docket No.	0178.210US

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number	50-0990
Deposit Account Name	Maxygen, Inc.

The Commissioner is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments Charge any additional fee(s) during the pendency of this application Charge fee(s) indicated below, except for the filing fee to the above-mentioned deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)		000.00	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	x	
			- 5** =	x	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	" Reissue independent claims over original patent
1205 18	2205 9	" Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

** or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 190	1059 190	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	1,970
1401 920	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 260	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	1,300
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2602 235	Design issue fee	
1603 630	2503 315	Plant issue fee	
1460 190	1460 190	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(d)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(d))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)			
Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	3,270.00

(Complete if applicable)

Name (Printed)	Sharon M. Fujita	Registration No. (Attorney/Agent)	38,459	Telephone (650) 298-5421
Signature	<i>Sharon M. Fujita</i>		Date	July 22, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition; Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date: July 22, 2003

Typed or Printed Name	Sharon M. Fujita
Signature	<i>Sharon M. Fujita</i>

Date July 22, 2003